クらど) *PATENT* 03370-P0084A WWW/DWA



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	Lars Severinsson
Application No. 10/507,296	Filing Date: September 9, 2004
Title of Application:	A Disc Brake
Confirmation No. 8804	Art Unit: 3684
Examiner	Rjobert Siconolfi

Mail Stop Amendment Commissioner for Patents Post Office Box 1450 Alexandria, VA 22313-1450

Election Pursuant to Restriction Requirement

Dear Sir:

This is a response to the outstanding Office Action dated November 18, 2005. Applicant believes that no fee is due in connection with the filing of this Response. However, if any fee is due, please charge Deposit Account No. 19-4516.

<u>Mailing Certificate</u>: I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as *First Class Mail* in an envelope addressed to: Commissioner for Patents and Trademarks; Post Office Box 1450; Alexandria, VA 22313-1450.

December <u>16</u>, 2005

Paul Bosler

Page 2 Serial No 10/507,296

Election Pursuant to Restriction Requirement

Pursuant to the Examiner's requirement, Applicant hereby elects the invention of Species D, Figure 4, for prosecution in this case at this time. Applicant submits that claims 1-17 read thereon.

Additionally, with respect to the Examiner's six-way restriction based on the six figures, this is respectfully traversed. Applicant respectfully notes that, in order for these drawings to represent different species, they must have features that are mutually exclusive. See MPEP § 806.04(f); In re Muller, 417 F.2d 1387, 1391, 163 U.S.P.Q. 641 (C.C.P.A. 1969). That is not the case here. For example, Figure 1 is simply a schematic view of part of the structure shown in Figure 4. There are no features in either Figure 1 or 4 that are mutually exclusive of any features in the other, and thus, they are not separate species.

Applicant confirms that claim 1 is generic. Irrespective of any restrictions, Applicant reserves the right, in the event this claim is allowed, to have the Examiner consider all species on which this generic claim reads, as provided by 37 C.F.R. 1.141. Additionally, any ultimately non-examined claims are reserved for filing in future applications.

Respectfully submitted,

December (€, 2005

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